

# MAINE STATE LEGISLATURE

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R. of S.

L.D. 2273

(Filing No. S730 )

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STATE OF MAINE  
SENATE  
114TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to H.P. 1640, L.D. 2273, Bill, "An Act to Create a Community Restitution Center"

Amend the amendment by striking out all of the 5th indented paragraph after the title (page 1, lines 39 to 44 in amendment) and inserting in its place the following:

'Further amend the bill in section 4 in that part designated "§3951." by striking out all of subsection 3 (page 1, lines 48 and 49 in L.D.).'

Further amend the amendment on page 2 by striking out all of the 3rd indented paragraph (page 2, lines 20 to 25 in amendment) and inserting in its place the following:

'Further amend the bill in section 4, in that part designated "§3953." in subsection 1, in the first line (page 2, line 15 in L.D.) by striking out the following: "The" and inserting in its place the following: 'A' and in the 3rd line (page 2, line 17 in L.D.) by striking out the following: "the director of the center" and inserting in its place the following: 'the department' '

Further amend the amendment on page 2 by inserting before the 2nd paragraph from the end (page 2, line 41 in amendment) the following:

'Further amend the bill in section 4 in that part designated "§3953." in subsection 4 in paragraph A in the first line (page 2, line 50 in L.D.) by striking out the following: "and the director"

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SENATE AMENDMENT "4" to COMMITTEE AMENDMENT "A" to H.P. 1640,  
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2 Further amend the bill in section 4 in that part designated  
"§3953." in subsection 4 in paragraph B in the first line (page  
3, line 4 in L.D.) by striking out the following: "and director"

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6 Further amend the bill in section 4 in that part designated  
"§3953." in subsection 4 in paragraph C in the first line (page  
3, line 7 in L.D.) by striking out the following: "the director"

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10 Further amend the amendment on page 2 by striking out all of  
the last 2 indented paragraphs (page 2, lines 42 to 51 in  
amendment) and inserting in their place the following:

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14 'Further amend the bill in section 4 by striking out all of  
that part designated "3954."

16 Further amend the amendment by striking out the first  
indented paragraph on page 3 (page 3, lines 1 to 4 in amendment).

18  
20 Further amend the amendment on page 3 by inserting after the  
2nd indented paragraph the following:

22 'Further amend the bill in section 4 in that part designated  
"§3955." in subsection 1 in the 4th line (page 4, line 1 in L.D.)  
24 by striking out the following: "by the director"

26 Further amend the amendment on page 3 by striking out the  
3rd indented paragraph and inserting in its place the following:

28  
30 'Further amend the bill in section 4 in that part designated  
"§3955." by striking out all of subsection 2 (page 4, lines 4 to  
11 in L.D.) and inserting in its place the following:

32  
34 '2. Residence. All residents at a center are under the  
control of the department in accordance with the rules of the  
department, and are subject to any additional conditions of  
probation which may have been set at the time of the resident's  
sentencing. All residents shall attend work and other community  
activities as scheduled and the department shall subject  
residents to drug and alcohol testing, as appropriate, which may  
40 be on a random basis.'

42 Further amend the bill in section 4 in that part designated  
"§3955." in subsection 4 in the 4th line (page 4, line 23 in  
44 L.D.) by striking out the following: "by the director"

46 Further amend the amendment on page 3 by inserting after the  
4th indented paragraph the following:

48  
50 'Further amend the bill in section 4 in that part designated  
"§3955." in subsection 6 in the 3rd line (page 4, line 34 in  
L.D.) by striking out the following: "director" and inserting in  
52 its place the following: 'department' and in the 4th line (page

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4, line 35 in L.D.) by striking out the following: "director,  
2 with the approval of the commissioner." and inserting in its  
4 place the following: 'department' and in the 15th line (page 4,  
6 line 46 in L.D.) by striking out the following: "director" and  
inserting in its place the following: 'department' '

Further amend the amendment on page 3 by inserting after the  
8 6th indented paragraph the following:

10 'Further amend the bill in section 4 in that part designated  
12 "\$3956." in the 3rd line (page 5, line 10 in L.D.) by striking  
out the following: "by the director" '

14 Further amend the bill in section 4 by renumbering those  
16 parts designated "\$3955." and "\$3956." to be "\$3954." and  
"\$3955." respectively.

18 Further amend the bill by inserting at the end before the  
statement of fact the following:

20 'Sec. 5. Contingent upon ratification of bond issue. This Act does  
22 not become effective unless and until the people of the State  
24 have ratified the issuance of bonds at the general election in  
November 1990 in the amount of \$20,250,000 for correctional  
26 facilities.' '

Further amend the amendment by striking out all of the  
28 fiscal note and inserting in its place the following:

30 'FISCAL NOTE

32 This bill will result in costs to the State for community  
34 restitution centers, to provide staff resources and operational  
expenses, as well as expenses of the Community Liaison Advisory  
36 Board. It is anticipated that a General Fund appropriation will  
be required beginning in fiscal year 1991-92, in an amount that  
38 is not known at this time and will be dependent upon when a  
restitution center is established. These costs are estimated to  
be approximately \$800,000 annually for one center. This amount  
40 does not include construction or land acquisition costs.'

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STATEMENT OF FACT

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This amendment clarifies that establishment of community  
restitution centers is contingent upon the approval of the  
correctional bond issue and deletes references to the director of  
the center.

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(Senator PEARSON) Michael Pearson  
SPONSORED BY: JP

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COUNTY: Penobscot

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